

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
**LWEP:125US**

In Re Application Of: **Manfred GILBERT**

NOV 22 2004

Application No.  
**10/711,188**

Filing Date  
**08/31/2004**

Examiner  
**unknown**

Customer No.  
**24041**

Group Art Unit  
**2872**

Confirmation No.  
**5187**

Invention: **MICROSCOPE**

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
September 27, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

- 1) Request for Correction to Filing Receipt
- 2) Copy of Filing Receipt with correction marked thereon

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10/711,188	08/31/2004	unknown	24041	2872	5187

Invention: **MICROSCOPE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

- ☐ Utility application filing fee \_\_\_\_\_
- ☐ Design application filing fee \_\_\_\_\_
- ☐ Total number of independent claims = \_\_\_\_\_
- ☐ Total number of claims = \_\_\_\_\_
- ☐ Multiple dependent claims \_\_\_\_\_
- ☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**
- ☐ Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_
- ☐ Fee for processing an application filed with a non-English language specification \_\_\_\_\_
- ☐ Fee for processing and retention of application \_\_\_\_\_

Total completion of application fees **\$130.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: \_\_\_\_\_ until: \_\_\_\_\_  
Date Date

Total time extension fees \_\_\_\_\_

Total fees due **\$130.00**

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In Re Application Of: **Manfred GILBERT**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/711,188	08/31/2004	unknown		2872	

Invention: **MICROSCOPE**

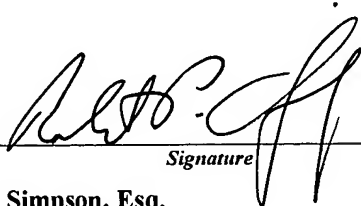
**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

The fee of **\$130.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-0822**
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

**Robert P. Simpson, Esq.**  
**Attorney for Applicant(s)**  
**Registration No. 33,034**  
**Customer No. 24041**  
**Simpson & Simpson, PLLC**  
**5555 Main Street**  
**Williamsville, NY 14221-5406**  
**Telephone: 716-626-1564**

**RPS/LAC**

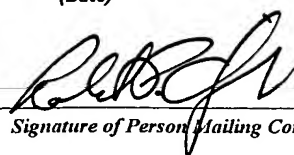
CC:

Dated: **November 18, 2004**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

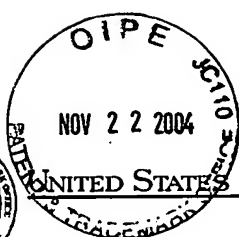
**November 18, 2004**

(Date)

  
Signature of Person Mailing Correspondence

**Robert P. Simpson**

Typed or Printed Name of Person Mailing Correspondence



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

1FW/\$

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/711,188	08/31/2004	Manfred Gilbert	LWEP125US

24041  
 SIMPSON & SIMPSON, PLLC  
 5555 MAIN STREET  
 WILLIAMSVILLE, NY 14221-5406

RECEIVED

SEP 29 2004

SIMPSON &amp; SIMPSON

CONFIRMATION NO. 5187

FORMALITIES LETTER



\*OC000000013899862\*

Date Mailed: 09/27/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

11/24/2004 DENMANU1 00000033 10711188

01 FC:1051

130.00 DP

A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE